

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

MILO & GABBY, LLC, *et al.*

Plaintiffs,

vs.

AMAZON.COM, *et al.*

Defendants.

Case No. C13-1932RSM

VERDICT FORM

WE, THE JURY, answering the following questions submitted by the Court,
unanimously find as follows:

1. Do you find that Amazon, through its website, communicated a description of the
allegedly infringing products?

CIRCLE ONE: YES or NO

PLEASE GO ON TO QUESTION 2.

2. Do you find that Amazon, through its website, communicated the price at which the
allegedly infringing product could be purchased?

CIRCLE ONE: YES or NO

PLEASE GO ON TO QUESTION 3.

- 1 3. Do you find that Amazon provided the descriptions of the allegedly infringing products?

2 **CIRCLE ONE: YES or** ☒ **NO**

3 *PLEASE GO ON TO QUESTION 4.*

- 4
5 4. Do you find that Amazon set the price at which the allegedly infringing products could be
6 purchased?

7 **CIRCLE ONE: YES or** ☒ **NO**

8 *PLEASE GO ON TO QUESTION 5.*

- 9
10 5. Do you find that Amazon set the quantity(ies) of the allegedly infringing product(s) for
11 sale on its website?

12 **CIRCLE ONE: YES or** ☒ **NO**

13 *PLEASE GO ON TO QUESTION 6.*

- 14
15 6. Do you find that Amazon, through its website, communicated that it was willing to enter
16 into a bargain to sell the allegedly infringing products?

17 **CIRCLE ONE: YES or** ☒ **NO**

18 *IF YOU ANSWER YES: PLEASE GO ON TO QUESTION 7.*

19 *IF YOU ANSWER NO: PLEASE GO ON TO QUESTION 8.*

- 20
21 7. Do you find that a reasonable person viewing the Amazon.com website would understand
22 that his agreement to that bargain is invited by Amazon and will conclude the bargain
23 with Amazon?

24 **CIRCLE ONE: YES or NO**

25 *PLEASE GO ON TO QUESTION 8.*

- 1 8. Have Plaintiffs proven that it is more likely than not that Amazon offered to sell the
2 alleged infringing products?

3 **CIRCLE ONE: YES or NO**

4 *IF YOU ANSWER YES: PLEASE GO ON TO QUESTION 9.*

5 *IF YOU ANSWER NO: PLEASE SIGN AND DATE THE VERDICT FORM AND*
6 *RETURN IT TO THE BAILIFF.*

- 7
8 9. If you answered "Yes" to Question #8, what damages do you find Plaintiffs have proven
9 that it is more probable than not they have suffered as a result?

10 _____

11
12 *PLEASE SIGN AND DATE THE VERDICT FORM AND RETURN IT TO THE BAILIFF.*

13
14
15 DATED this 29th day of October, 2015.

16 *Patricia W. Davis*

17 *Patricia W. Davis*
18 _____
19 Presiding Juror